App. F. IX-4

*Previous References*

CB, 20.28(1-5)

1935. 6 (S&A,)

File No. 265-3

Serial Nos. 1-2

*Letter References.*

GS 71-47-1

# GENERAL AND REVENUE SECRETARIAT.

*Serial Nos.* Two

**Part B for** Oct. 35

**SUBJECT.**

Representation from M. D. Srinivasachar M.A., Professor of Sanskrit requesting that duty allowance may be included for calculation of his pension.

2) To the Registrar.

WP 03607—GPB—22,500—2-8-35

Rpt. University

Fe 2987 of 11/10/35

Approves of the recommendation of the University in the matter.

Rpt

5/11/35

Serial No.

1 Letter no 6364 D/14.9.1935 from the Registrar, Mysore University Recommending that the Duty allowance of Rs 50/- p.m. drawn by Mr. D. Srinivasachar Professor of Sanskrit may be ordered to Count for pension.

Kind reference is invited to G.O. no Fl 5378-437 S&A 193-33-4 D/10.3.1934 directing that Duty allowance shall not Count for pension. There has been no exception to this rule so far.

2. On the retirement of Dr. R. Shama Sastry, Curator oriental Library and Director of Archaeological Researches, ~~Dr~~ Mr. D. Srinivasachar was appointed ex-officio Curator of the Oriental Library with a duty allowance of Rs 50/- p.m. Whether this Duty allowance which was given on account of the officer holding a separate post in addition to his own may be distinguished from the usual 'Duty allowance' granted for increased work or responsibility in respect of which there is no sanction is to be considered. appointment? If this distinction could

NOTE—Contn Sheet.

WD 03594—GPB—30,000—18-7-35

126v/31. Mr. D. Srinivasachar, Professor of Sanscrit

General and Revenue Secretariat

SH File No. 265 of 1935

be made then perhaps the present recommendation to Count this duty allowance in the Case of Mr. Srinivasachar may be allowed. ~~For~~ If there was a separate permanent post of a Curator, Oriental Library and if the duties of that post have devolved on Mr. Srinivasachar ~~and if it~~ and Mr. Srinivasachar could be Considered to hold two Combined appointments then also his request Could be considered favourably under the Spirit of Art 326 MSR, treating the allowance as an emolument for the additional post. For orders if the Comptroller's opinion may be obtained on these points.

23.9.35

The order directing that "duty allowances" shall not be taken into account for purposes of calculating leave, t.a & pensions was issued on 10th March 1934 & will in the natural course apply to Mr D. Srinivasachar case also who is to retire from 1.4.36. Seeing that this order would adversely affect them, messrs A Narasimhachar (Asst: Comptroller) & Krishna Swamy Iyer (Hon: Asst: Engineer) elected to retire immediately though their period of service under

Serial No.

extension was not over by that time. Mr. Srinivasachar attained the age of superannuation on 6.7.1934 ~~& has~~ was given extension of service by one year which subsequently has been extended till 1.4.36. So even if he had retired in July 1934, under the order of 10.3.34 the d.a. drawn by him would not have been counted for purposes of pension. But this is a peculiar case in as much as the duty allowance he has ~~been~~ drawn is quite unconnected with the sphere of his normal duties as Professor & this is purely for additional work attended to by him. In fact the ~~nomenclature~~ description of this allowance should have been 'charge allowance'. This appears to be the only view on which the grant of the request can be justified if at all. Per contra it may be said that he has had the benefit of extension of service for nearly 21 months & whether the interpretation of 'duty allowance' drawn by him is now to be interpreted as charge allowance & ordered to count for pension is for consideration.

Article 326 of the M.S.R does not seem to apply in this case, as the a whole-time Asst Curator for the Oriental Library has been appointed & the work relating to Arch: Research has also been separated with effect from the date Mr R. Shama Sastri retired.

The request can only be

NOTE—Contn Sheet.

WD 03594—GPB—30,000—13-7-35

IW 2419

Sanctioned as a Special Case. For orders.

22 Sept 35 22-9-35.

The reason given by the Vice Chancellor in support of the recommendation viz that pension rules cannot be changed in fairness & the prejudice of an officer while he is serving is not correct or acceptable - Govt have full liberty to change Pension and other rules in the M. S.R. at any time and it has been specifically laid down in Article 2 of the M. S. R. that when such changes are made a person's pension is to be calculated in accordance with the rules in force at the time of his retirement -

But in the present case the allowance is given for doing the duties of an independent Extra appointment and is distinguishable from an ordinary duty allowance - It may therefore be allowed to count for pension as a Special Case -

The University may be informed accordingly -

2nd Chr
K Sewell

2/9

25/9.

26/9/35.

OFFICE OF THE SECOND MEMBER OF COUNCIL. 1 OCT. 1935 No. 2031

1 OCT. 1935 No. 2224

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10m 2/10 2/10/35.

4-10-35

8/10/35

Professor D Srinivasachar (5)

12627/31

General and Revenue Secretariat. | File No. | of 193 . | [App. F. III-2

MAPPING SECTION
10. OCT. 1935
REV. SECTT.

A draft reply to the University is put up for approval.

Issue
10/10/35

10.10.35.

No F. 2989 D 11.10.35

NOTE—Contn. Sheet.

S&A. 265-35

Tel. Address: "UNIREG"
Telephone No. 277.

# University of Mysore.

No. 6364
Enc. 1

Office of the University of Mysore,

Mysore, Dated 14th September 1935.

FINANCIAL 17 SEP. 1935 GEN. & REV. SECTT.

GENERAL BRANCH 16 SEP. 1935

From

V. GOPALASWAMI AIENGAR, Esq., M.A.,
*Registrar, the University of Mysore,*
*Mysore.*

To

H.V.Ramaswami, Esq., M.A., B.L.,
*General Secretary to the Government*
*of His Highness the Maharaja of Mysore,*
*Bangalore.*

Sir,

Adverting to Government Order No.Fl.5378-437/S.& A. 193-33-4, dated the 10th March 1934, directing that the Duty Allowance shall not count for leave, Travelling Allowance and Pension, I am directed to forward herewith a copy of a representation from Mr.D.Srinivasachar, M.A., Professor of Sanskrit, Maharaja's College, Mysore and Curator, Oriental Library, Mysore, requesting that the allowance of Rs.50/- given to him as Curator may be included for calculation of his pension and to state as follows:-

Mr.D.Srinivasachar was in Government Order No.1800-1/C.B. 20-28-5, dated 3rd/4th October ~~1938~~ 1928 given a duty allowance of Rs.50/- per mensem for his additional responsibilities as ex-officio Curator of the Oriental Library. He has been drawing this allowance continuously from 6th October 1928 in addition to his pay as Professor. The allowance, though given for additional responsibilities and drawn by him regularly for nearly seven years, cannot count for leave, travelling allowance and pension according to the rules at present. Mr.Srinivasachar is under extension of service from July 1934.

The Vice-Chancellor is strongly of the opinion that an officer's pension terms cannot in fairness be changed for the worse while he is still serving and that since the rules have been changed

only recently, such changes in the rules should only affect incumbents appointed subsequently to the change.

Accordingly, I am to request that Mr.D.Srinivasachar's representation may be considered favourably and that sanction of Government may kindly be obtained for the allowance of Rs.50/- per mensem drawn by him as ex-officio Curator, being counted for the calculation of the pension due to him when he retires.

I am to add that Mr.D.Srinivasachar has at present been granted extension of service till end of March 1936.

I have the honour to be,

Sir,

Your most obedient servant,

A. N. Narasimha

For Registrar,
(Absent on duty from Head Quarters).

h-13.

(8)

# University of Mysore.

MEMO:

Reference:
Government Order No.Fl.5378-437/S.& A.193-33-4,dated 10th March 1934, directs that the Duty allowance shall not count for leave, T.A. and Pension.

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1. I have been appointed as Ex-officio Curator of the Oriental Library from 6th October 1928, as per Government Order No.1800-1/C.B. 20-28-5, dated 3rd/4th October 1928, and I have been granted an allowance of Rs.50/- per mensem.

2. I have been drawing this allowance from 6th October 1928 (i.e., from about seven years).

3. The allowance of Rs.50/- that is given to me is for the additional post I am holding, which involves additional responsibilities, as cited in the Government Order of the 4th October 1928.

4. In this connection, reference to Article No.326 of Mysore Service Regulations- Sixth Edition of 1933, may kindly be made, if necessary.

5. I may add that I have been under extension of service from July 1934 and that the period of extension of my service expires on 31st March 1936.

6. Prior to the date of Government Order No.Fl.5378-437/S.& A. 193-33-4, duty allowance counted for pension.

Under the circumstances, I request that my allowance of Rs.50/- per mensem may kindly be included for calculation of pension.

Sd.D.Srinivasachar,
Professor of Sanskrit, Maharaja's College
and Curator, Oriental Library, Mysore.

Dated: 26-8-1935.

"Copy"

A. N. Narasimhia

For Registrar,
(Absent on duty from Head Quarters).

Article 326 of M.S.R.

Combination of appointments.

If an officer has held more than one appointment, in respect of each of which, if he had held it separately and alone, pension would have been admissible to him, the pension admissible to him is the sum of the several pensions which would have been admissible to him if he had held each office separately and alone.

h-13.

Appendix F G—1]

SUBJECT .....

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Section ft,
File No. 265-32.
Serial No. 2

*Diary No. of letter replied to* .....

General and Revenue Secretariat

( )

*the* 193 .

Date of issue 14/10

Signed by M' Rao

List of enclosures .....

Copied by MMS 15/10

Examined by .....

No. FC 2989

To The Registrar
Mysore University

Sir

With reference to your letter no 6364 dt 14-9-1935 I am directed to state that Government approve of your recommendation ~~to allow~~ that the ~~duty~~ allowance of Rs 50/- given to Mr. D. Srinivasachar M.A. Professor of Sanskrit, Maharaja's College, Mysore, for his additional responsibilities as ex-officio Curator of the Oriental Library, be included for calculation of

WD 0677—G P B—15,000—3-11-33

(10

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. Fe 2989
S.A. 285.35.2

Dated, Bangalore, 10th October 1935
11

From

The *Financial Secretary to the Government of His Highness the Maharaja of Mysore.*

To

The Registrar,

Mysore University, M Y S O R E.

*Sir,*

With reference to your letter No.6364 dated 14th September 1935, I am directed to state that Government approve of your recommendation that the allowance of Rs.50/- given to Mr.D. Srinivasachar, M.A., Professor of Sanskrit, Maharaja's College, Mysore, for his additional responsibilities as ex-officio Curator of the Oriental Library, be included for calculation of his pension as a special case.

I have the honour to be,
Sir,
Your most obedient servant,

Sd. S. Shamanna

Financial Secretary to Government.

Memo No. Fe 2990 Dated, Bangalore, the 10th October 1935.
11

Copy of the above is forwarded with compliments to the Comptroller to Government.

By order,

S Shamanna

For Financial Secretary to Govt.

LK.3

11.10.35